STATE OF MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS OFFICE OF FINANCIAL AND INSURANCE REGULATION

Before the Commissioner of the Office of Financial and Insurance Regulation

In the matter of:

Doris J. Higgins System ID No. 0028670

Respondent

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Enforcement Case No. 11-11282

Issued and entered on 7 201 by Stephen R. Hilker Chief Deputy Commissioner

CONSENT ORDER AND STIPULATION

A. FINDING OF FACTS AND CONCLUSIONS OF LAW

It is alleged that the following statements are true and correct:

- 1. On or about November 9, 2010, the Office of Financial and Insurance Regulation (OFIR) received notification from State Farm Insurance Companies that Respondent Higgins had been terminated for cause due to misappropriation of policyholder premiums.
- 2. In an undated letter, Respondent Higgins resigned from her position with State Farm Insurance Companies due to misappropriation of State Farm premium funds and incorrectly applying funds on a timely basis.
- As a licensee, Respondent knew or had reason to know that Section 1239(1)(d) of the Code allows the Commissioner to place on probation, suspend, revoke, or levy a civil fine under Section 1244 or any combination thereof, for "Improperly withholding, misappropriating, or converting any money or property received in the course of doing insurance business."
- 4. As a licensee, Respondent further knew or had reason to know that Section 1239(1)(h) of the Code allows the Commissioner to place on probation, suspend, revoke, or levy a civil fine under Section 1244 or any combination thereof, for "Using fraudulent, coercive, or dishonest practices or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in this state or elsewhere."
- 5. Based upon the actions listed above, Respondent has committed acts that are grounds for the Commissioner ordering payment of a civil fine, refund of any overcharges, restitution made to cover losses, damages or other harm attributed to Respondent's violation of the

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Code, and/or licensing sanctions under Section 1244(1) of the Code for the Respondent's violation of Sections 1239(1)(d) and 1239(1)(h) of the Code.

B. ORDER

Based upon the findings of fact and conclusions of law above, and Respondent's stipulation to said facts, it is hereby ORDERED that:

- 1. Respondent shall immediately cease and desist from operating in a manner that violates Section 1239 of the Code, MCL 500.1239.
- 2. Respondent's insurance producer and solicitor licenses and authority are hereby **REVOKED**.

OFFICE OF FINANCIAL AND INSURANCE REGULATION

Stephen R. Hilker

Chief Deputy Commissioner

C. STIPULATION

I have read and understand the consent order above. I agree that the Commissioner has jurisdiction and authority to issue this consent order pursuant to the Insurance Code. I waive the right to a hearing in this matter if this consent order is issued. I understand that this stipulation and consent order will be presented to the Commissioner for approval and the Commissioner may or may not issue this consent order. I waive any objection to the Commissioner deciding this case following a hearing in the event the consent order is not approved. I admit the facts set forth in the above consent order and agree to the entry of this order.

Doris J. Higgins

System ID No. 0028670

Dated: 2-1-1

OFIR staff approves this stipulation and recommends that the Commissioner issue the above Consent Order.

William R. Peattie

Dated: 7/7///